

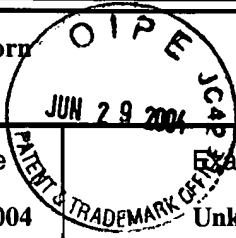
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<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. <b>114309-1017</b>	
In Re Application Of: <b>Gerald Horn</b>						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/799,299	March 12, 2004	Unknown	24573	1614	7833	
Title: <b>NIGHT VISION COMPOSITION</b>						
<p>Address to:</p> <p><b>Commissioner for Patents</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b></p> <p><b>37 CFR 1.97(b)</b></p> <p>1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p style="text-align: center;"><b>37 CFR 1.97(c)</b></p> <p>2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p style="margin-left: 40px;"><input type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p style="text-align: center; margin: 10px 0;"><b>OR</b></p> <p style="margin-left: 40px;"><input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p>						

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
114309-1017

In Re Application: Gerald Horn



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/799,299	March 12, 2004	Unknown	24573	1614	7833

**NIGHT VISION COMPOSITION**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **02-1818** as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

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I certify that this document and fee is being deposited on **06-25-2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Typed or Printed Name of Person Mailing Certificate

**\*This certificate may only be used if paying by deposit account.**

Dated: **June 25, 2004**

\_\_\_\_\_  
Signature

**Robert M. Barrett**  
Reg. No. 30,142  
**BELL, BOYD & LLOYD LLC**  
P.O. Box 1135  
Chicago, IL 60690-1135  
Phone: 312-807-4204

CC:

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
**114309-1017**

In Re Application Of: **Gerald Horn**

Application No.

**10/799,299**

Filing Date

**March 12, 2004**

Examiner

**Unknown**

Customer No.

**24573**

Group Art Unit

**1614**

Confirmation No.

**7833**

Title: **NIGHT VISION COMPOSITION**

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**Commissioner for Patents  
P.O. Box 1450  
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**37 CFR 1.97(b)**

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**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gerald Horn  
Appl. No.: 10/799,299  
Conf. No.: 7833  
Filed: March 12, 2004  
Title: NIGHT VISION COMPOSITION  
Art Unit: 1614  
Examiner: Unknown  
Docket No.: 114309-1017

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited below, and on the attached PTO-1449 form, copies of which can be found in the parent, application no. 09/675,988, filed on September 29, 2000, be made during the course of examination of the above-identified application for United States patent.

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<u>Document No.</u>	<u>Date</u>	<u>Inventor</u>
4,443,441	April 1984	Galin
4,515,295	May 7, 1985	Dougherty
4,629,456	December 16, 1986	Edwards
4,834,727	May 30, 1989	Cope
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5,059,188	October 22, 1991	Goddard
5,134,124	July 28, 1992	Nisato et al.
5,514,118	May 7, 1996	Kummer et al.
5,584,823	December 17, 1996	Valberg
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5,627,611	May 6, 1997	Scheiner
5,792,767	August 11, 1998	Meyer et al.

<u>Document No.</u>	<u>Date</u>	<u>Inventor</u>
5,891,882	April 6, 1999	Meyer et al.
5,891,913	April 6, 1999	Sallmann et al.
5,895,654	April 20, 1999	Hartford
6,046,207	April 4, 2000	Meyer et al.
09/675,988	September 29, 2000	Horn
09/705,526	November 3, 2000	Horn
6,291,498	September 18, 2001	Horn
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2002/008228	June 27, 2002	Horn
6,515,006	February 4, 2003	Horn

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- H. Uusitalo, *An acute ocular inflammatory reaction induced by intravitreal bovine serum albumin in presensitized rabbits: the effect of phentolamine*, Acta. Ophthalmol. (Copenh), August 1994, Vol. 63, No. 4, pp. 636-642.
- H. Uusitalo, *The effect of autonomic receptor blockers on the ocular response to topical chemical irritation*, Acta. Physiol. Scand., May 1984, Vol. 121, No. 1, pp. 1-8.
- Davies, NM: *Biopharmaceutical considerations in topical ocular drug delivery*, Clin. Exp. Pharmacol. Physiol., 2000, Vol. 27, No. 7, pp. 558-562.
- Alster, Y., et al., *Dapiprazole for patients with night haloes after excimer keratectomy*, Graefe's Arch. Clin. Exp. Ophthalmol., 1996, Vol. 234, pp. S139-S141.
- McDonald II, J.E., et al., *Effect of brimonidine tartrate ophthalmic solution 0.2% on pupil size in normal eyes under different luminance conditions*, J. Cataract Refract. Surg., April 2001, Vol. 27, pp. 560-564.

O'Brart, D.P.S., et al., *Disturbances in night vision after excimer laser photorefractive keratectomy*, Eye, 1994, Vol. 8, pp. 46-51.

Fan-Paul, N.I., et al., *Night Vision Disturbances After Corneal Refractive Surgery*, Survey of Ophthalmology, November-December 2002, Vol. 47, No. 6, pp. 533-546.

Connor, C.G., et al., *The clinical efficacy of Rēv-Eyes™ in reversing the effects of pupillary dilation*, Journal of the American Optometric Association, J. Am. Optom. Assoc., 1993, Vol. 64, pp. 634-636.

O'Brart, D.P.S., et al., *Night vision after excimer laser photorefractive keratectomy: haze and halos*, European Journal of Ophthalmology, 1994, Vol. 4, No. 1, pp. 43-51.

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Refractive Surgery, June 22, 2000, [http://www.eyecareest.com/refractive\\_surgery.html](http://www.eyecareest.com/refractive_surgery.html).

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY 

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Dated: June 25, 2004



<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b> (Use several sheets if necessary)  PTO Form 1449	Atty Docket No. 114309-1017	Application No. 10/799,299
	Applicant Gerald Horn	
	Filing Date March 12, 2004	Group 1614

U.S. PATENT DOCUMENTS						
Examiner's Initials	Document Number	Publication Date	Inventor	Class	Subclass	Filing Date If Appropriate
	4,443,441	04-1984	Galin			
	4,515,295	05-07-85	Dougherty			
	4,629,456	12-16-86	Edwards			
	4,834,727	05-30-89	Cope			
	4,906,613	03-06-90	Watkins			
	5,059,188	10-22-91	Goddard			
	5,134,124	07-28-92	Nisato et al.			
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	5,591,426	01-07-97	Dabrowski et al.			
	5,627,611	05-06-97	Scheiner			
	5,792,767	08-11-98	Meyer et al.			
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	2002/0082288	06-27-02	Horn			
	6,515,006	02-04-03	Horn			

FOREIGN PATENT DOCUMENTS							
Examiner's Initials	Document Number	Publication Date	Country	Class	Subclass	Translation	
						Yes	No

Examiner:	Date Considered:
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	Applicant Gerald Horn	
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	Bedford Laboratories, Phentolamine Mesylate for Injection, USP, May 1999.
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x Did not receive any NPR.

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	Tu, Y.H., et al., <i>Stability of papaverine hydrochloride and phentolamine mesylate in injectable mixtures</i> , American Journal of Hospital Pharmacy, Vol. 44, November 1987, pp. 2524-2527.
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	H. Uusitalo, <i>An acute ocular inflammatory reaction induced by intravitreal bovine serum albumin in presensitized rabbits: the effect of phentolamine</i> , Acta. Ophthalmol. (Copenh), August 1994, Vol. 63, No. 4, pp. 636-642.
	H. Uusitalo, <i>The effect of autonomic receptor blockers on the ocular response to topical chemical irritation</i> , Acta. Physiol. Scand., May 1984, Vol. 121, No. 1, pp. 1-8.
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	Alster, Y., et al., <i>Dapiprazole for patients with night haloes after excimer keratectomy</i> , Graefe's Arch. Clin. Exp. Ophthalmol., 1996, Vol. 234, pp. S139-S141.
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	Refractive Surgery, June 22, 2000, <a href="http://www.eyecare.com/refractive_surgery.html">http://www.eyecare.com/refractive_surgery.html</a> .

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